

Table 15: Miscellaneous Other Provisions

Fees and Costs

Court Educational Efforts

Enhancement of Court Resources

Other—Are there other relevant provisions not covered by any of the previous tables?

District	Fees and Costs	Court Educational Efforts	Enhancement of Court Resources	Other
M.D. Ala.	IA	IA	IA	
N.D. Ala.	IA	Commencing 12/1/93, a brief explanation of the new procedures respecting commencement of formal discovery, the presumptive limits on discovery, and the required meeting-and-report of the litigants is provided by the clerk to counsel for the plaintiff (or for the removing defendant) when a case subject to those procedures is filed in or removed to this court. Copies of the revised local rules and the ADR plan are reproduced by the clerk for general distribution to members of the bar of the court. Copies of the Advisory Group's report and of this plan was reproduced by the clerk and are made available, on request, to attorneys and members of the public. A series of seminars sponsored by the court was presented during 1/94 through 3/94 to members of the bar at several different locations within the district.	As recommended by the Advisory Group, the court has taken or will take the following steps to ensure that the district has sufficient judicial resources to manage its caseload efficiently and effectively: 1. The court has already requested, through the appropriate Judicial Conference Committee, that the temporary district judgeship be converted, through congressional action, to a permanent position prior to the time the temporary authorization expires. The court will continue to support this request as it is reviewed within the judiciary. Informal communications with members of Congress indicate that this request should receive favorable consideration when a new judgeship bill is brought before Congress. Members of the bar will be asked by the court to indicate their support when it is appropriate to do so. 2. The court requested the appropriate Judicial Conference	

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			Committee to undertake a study to determine whether an additional magistrate judge position is warranted.	
S.D. Ala.	IA	IA	The court will monitor the Administrative Office's statistical data in order to identify trends that may require relocation of resources and scheduling adjustments.	The court will continue to make maximum use of senior judges.
D. Alaska	IA	After the restructuring of the Advisory Group, the new group should form a continuing legal education subcommittee to work with the Alaska Bar Association to place more emphasis on federal matters. The clerk's office will institute a program for the orientation of law clerks to the functioning of the clerk's office.	The Advisory Group will audit the internal procedures used by each judge in order to identify and evaluate the differences that exist among them and eliminate variations that have a demonstrable adverse impact. Subject to Administrative Office authority and funding, the clerk's office will implement the entry-level position of file clerk.	The court appointed a subcommittee of the Advisory Group to facilitate/expedite filling the current judicial vacancy. Subject to the availability of time and staff, the clerk will review all forms used by the court to assess their utility, currency, and whether they contribute to unnecessary cost and delay. The court has appointed a Criminal Justice Advisory Committee to endeavor to reduce the impact of criminal litigation on civil litigation. The clerk's office will give top priority to the implementation of integrated case management procedures (e.g., fully automated docketing).
D. Ariz.	IA	IA	IA	The court adopts the Seventh Circuit's standards of conduct for attorneys.
E.D. Ark.	IA	The court will stay informed of technological changes in information exchange and management techniques. The court will publish a pamphlet for all litigants regarding their rights and obligations. This pamphlet will be required reading.	The court will continue to try cases as promptly and efficiently as possible.	There will be regular review and revision of the local rules. Judges and their staffs will meet once a year to discuss delay reduction. The court will phase out extensions of time for the government in Social Security disability cases. The court will continue to impose sanctions for litigation abuse.
W.D. Ark.	IA	IA	IA	

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C.D. Cal.	IA	IA	IA	The court adopted these provisions: 1. voluntary settlement conferences in complex criminal cases; 2. rules to discourage repeated, unfounded, and frivolous complaints; 3. judges will refrain from adopting their own rules, inconsistent with local rules; and 4. guidelines on civility and professionalism.
E.D. Cal.	IA	The court will sponsor continuing legal education programs on local federal practice.	IA	The court will continue to hold an annual meeting as a forum for open debate. The goal of this meeting is to enhance local practice.
N.D. Cal.	IA	IA	The court will seek funding for an additional staff attorney position to handle death penalty cases.	An effort will be made to capitalize more on clients' potential as sources of economic discipline and business common sense with respect to the relative costs and benefits of available procedural and settlement options. The court will take the necessary steps (through administrative regulations) to retain outside experts to conduct a comprehensive analysis of the court's docket.
S.D. Cal.	IA	IA	The court will increase the number of visiting judges to preside over criminal trials.	The court will form a committee to recommend settlement procedures in criminal cases, develop a questionnaire to debrief civil litigants, and hire an administrator to develop a monitoring system to track the court's civil caseload.
D. Colo.	IA	IA	The court recognizes the importance of prompt rulings on motions, but also recognizes the need to prioritize judicial resources.	The assignment of cases is random, with a review of caseloads to ensure that litigants are not adversely affected. Counsel who transfer actions from state to federal court must notify both the state and federal courts.

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D. Conn.	IA Loc. R. 9(f) (1989)	IA	IA	
D. Del.	IA	The court will train courtroom clerks to provide notices for: 1. inactivity for 3 months; 2. discovery; 3. when briefs are 5 days late; 4. rules to show cause for failure to serve; 5. requests for default; and 6. Fed. R. Civ. P. 16 conferences. The court will conduct a continuing education program on practice and procedure.	The court will seek authority for a third clerk for the chief judge, an additional “floater” secretary, and an additional law clerk for pro se prisoner petitions.	The court will develop and adopt model jury instructions for standard charges in all cases. The court will study further the use and effects of an electronic courtroom.
D.D.C.	IA	IA	The court will seek sufficient space to provide adequate chambers and an adequate courtroom for every active, senior, magistrate, and bankruptcy judge.	
M.D. Fla.	IA Loc. R. 4.18 (3/15/89; Revised 2/1/94)	IA	The court will secure the services of 2 visiting judges at all times until its present judicial vacancies are filled. The court endorses the Advisory Group’s recommendation that Congress should authorize additional Article III judges for this district.	
N.D. Fla.	The losing party in a discovery dispute must pay the prevailing party’s fees and attorney costs. (PD)	IA	The court feels that there is a need for at least 1 part-time magistrate judge.	
S.D. Fla.	IA	The Civil Case Assignment System procedures are designed to encourage development by magistrate judges of specialized expertise in particular areas of law.	The district directs the clerk of the court to take whatever measures are necessary and reasonably available to implement fully the civil Integrated Case Management System (ICMS) including, but not limited to, the following: 1. transfer all open civil dockets to ICMS; 2. ensure the accuracy of the civil ICMS database; 3. provide training for courtroom	Judges of the district agreed to give at least 6 months written notice, whenever reasonably possible, of any decision to take senior status, resign, or not seek reappointment.

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			deputies, law clerks, and secretaries on the use of civil ICMS and reports available; 4. become current on all civil docketing and ICMS; and 5. docket all pleadings, motions, orders, and other papers in civil cases within at least 48 hours of the file date on such documents.	
M.D. Ga.	IA	IA	IA	The court will generally support the electronic taping of depositions in lieu of typed memorials.
N.D. Ga.	IA	IA	The court extends authorization to the appropriate court official to seek funding for additional staff positions needed to implement this plan. The court also requests that funds allocated under the CJRA Plan of 1990 be made available to the court to provide reasonable compensation for attorneys who qualify as arbitrators, mediators, or special masters.	
S.D. Ga.	IA	IA	IA	
D. Guam	IA	IA	IA	
D. Haw.	Loc. R. 126 (1983; Revised 9/12/94) Voluntary offers of settlement at settlement conferences may become the basis for fee/cost awards if the case proceeds to trial.	The court requests that the federal bar and the Ninth Circuit Council join to create an education program for federal bar practitioners.	A permanent judgeship is necessary to replace the unfilled existing temporary position. The clerk will create a restructuring plan to increase efficiency with decreased personnel. The court will continue to seek the establishment of a staff attorney position primarily for pro se litigation. The court will also seek equipment upgrades.	The court will meet periodically to discuss additional initiatives to reduce cost and delay. The court will use sanctions to ensure compliance with rules and control abuse.
D. Idaho	IA	The court will appoint a committee of clerk's office staff to create a manual that explains the clerk's office procedures and the differences between state and federal court rules. A continuing legal education course will be established so that a	IA	The court will regularly meet with the clerk's office, law clerks, and judges to discuss practices and procedures which may be different in each chambers.

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		minimum of 2 federal court continuing legal education programs will be conducted each year in different locations of the state.		
C.D. Ill.	IA Loc. R. 2.13 (1/92) Loc. R. 2.14 (1/92)	IA	IA	
N.D. Ill.	The court authorizes the chief judge to create a committee to draft proposed standards for fee petitions and guidelines for their review.	IA	The court will request the addition of 2 magistrate judges, to be located in Chicago.	The chief judge will form a committee to develop guidelines for use by attorneys in the conduct of depositions. The court proposes to amend the Standing Order to eliminate the requirement of face-to-face meetings; this will allow less costly manners of meeting to comply with the Standing Order, including telephone conferences.
S.D. Ill.	IA	The court will sponsor 2 education seminars in the district to familiarize the lawyers who practice in this district with the changes in local rules and practices made by the plan.	IA	
N.D. Ind.	IA	IA	The court has sought authorization for an additional law clerk in the Hammond division, two additional magistrate judges (for a 1-to-1 magistrate judge to district judge ratio), and full staffing of the clerk's office.	On a case-by-case basis, each judge will set deadlines at the first pretrial conference for amendments to the pleadings after inviting the attorneys' views. Once set, deadlines can only be changed for good cause shown. The court immediately set an internal, informal 6-month deadline for the resolution of bankruptcy appeals. The district's rules advisory committee recommended a district-wide rule establishing a process for handling Social Security appeals. Loc. R. 7.1(b) Loc. R. 7.3
S.D. Ind.	IA Loc. R. 54.1	IA	IA	
N.D. Iowa	IA	IA	IA	

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S.D. Iowa	IA	IA	IA	
D. Kan.	IA	IA	An additional pro se law clerk and a paralegal have been added to the staff.	The clerk's office is producing monthly reports on the status of all cases and motions. This step helps address those problems of delay that stem from lack of information on the part of judicial and parajudicial personnel. The court directs the district's rules committee to consider changes in discovery and motions practice that would eliminate possible inconsistencies in practice. The court directs that henceforth pleadings and briefs that fail to comply with applicable rules may be dismissed or otherwise returned to the filing party without action.
E.D. Ky.	IA Loc. R. 14 Loc. R. 17	IA	The court should have a full complement of judges. Each Article III judge should have his or her own full-time magistrate judge. Each magistrate judge should have an additional law clerk. There should be an additional pro se law clerk, with a full-time secretary for support, and full funding for court personnel and physical facilities.	The court will continue to refine and implement measures to provide for standardization and uniformity through joint local rules.
W.D. Ky.	IA Loc. R. 14	IA	IA	
E.D. La.	IA Loc. R. 5.01–5.13 (5/89) Loc. R. 8.09 (5/89) Loc. R. 20.16 (5/89)	IA	IA	As needed, each section of the court will conduct a call docket for all cases in which an answer has not been filed. Cases on the call docket may be dismissed or other relief ordered as the circumstances require.
M.D. La.	IA Loc. R. 8.09	IA	IA	
W.D. La.	IA Loc. R. 5.01 (5/89, 4/92) Loc. R. 5.02 (5/89, 4/92)	IA	To provide full case management services to the Monroe division of this district, the court will consider moving the full-time magistrate	Judges in the 5 divisions in this district will strive to adopt uniform procedures throughout the district whenever possible.

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	Loc. R. 5.03 (5/89, 4/92) Loc. R. 5.04M (5/89, 11/93) Loc. R. 5.04W (5/89, 11/93) Loc. R. 5.05M (5/89, 4/92) Loc. R. 5.05W (5/89, 11/93) Loc. R. 5.06 (5/89, 4/92) Loc. R. 5.07 (5/89, 4/92) Loc. R. 5.09 (5/89, 4/92) Loc. R. 5.10 (5/89, 4/92) Loc. R. 5.11 (5/89, 4/92) Loc. R. 5.12 (5/89, 4/92) Loc. R. 5.13 (5/89, 4/92)		judge position from the Alexandria division to the Monroe division and apply for a part-time magistrate judge position for the Alexandria division.	
D. Me.	IA	A district-wide judicial conference (with as many as 300 practicing attorneys) will be held every other year for continuing education. The first conference will be held 9/29/94–9/30/94.	IA	
D. Md.	IA Loc. R. 104 Loc. R. 109.1 Loc. R. 109.2	The chief judge will see that new judges are trained in case management techniques.	IA	The chief judge will monitor the dockets of other judges and take appropriate steps to reduce the size of individual dockets as necessary.
D. Mass.	IA Loc. R. 1.3 (10/92)	IA	IA	The court will impose sanctions consistent with Fed. R. Civ. P. 16(f) when parties fail to comply with the directions or obligations set forth in this plan. Loc. R. 1.3 (10/92)
E.D. Mich.	IA	IA	IA	
W.D. Mich.	IA Loc. R. 32 Loc. R. 42(j) Loc. R. 43(j)	The court should arrange for the production of a series of videotapes on general and specific court and trial procedures. Their content should be understandable to lay persons and should take into account practices and procedures unique to this district. One or more judges should appear on the tapes as providers of information, demonstrating their support for continuing education. A written and illustrated brochure should be produced to explain the court's DCM system and its connection to the CJRA.	In response to the upward surge in the number of criminal cases, the criminal docket should be automated as soon as possible on a scale similar to that of the civil docket, using state-of-the-art electronic technology.	Because of the number and distribution of cases in this district, the plan permits the reassignment of a case to a more geographically convenient judge, if all parties and the court agree.

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D. Minn.	IA Loc. R. 54.3 (2/91)	The court, in conjunction with the federal bar, will develop a comprehensive information handbook for pro se litigants.	The court will seek resources to recruit and train volunteer attorneys for its pro se panel. The court also intends to provide additional resources for the ongoing training of case management assistants (courtroom deputies).	The court will continue to hold regular meetings between state and federal judges. The court will augment its statistical data in order to improve its case management information.
N.D. Miss.	IA	IA	IA	The court leaves the role of the courtroom clerk to be defined by each judge. The court makes no changes in its current system of caseload monitoring, visiting judges, control of legal fees, and the rotation of criminal duty. The court will encourage the videotaping of expert witness testimony. The court may hold pretrial and other conferences, and any scheduled oral arguments on motions by telephone.
S.D. Miss.	IA	IA	IA	The court leaves the role of the courtroom clerk to be defined by each judge. The court makes no changes in its current system of caseload monitoring, visiting judges, control of legal fees, and the rotation of criminal duty. The court will encourage the videotaping of expert witness testimony. The court may hold pretrial and other conferences, and any scheduled oral arguments on motions by telephone.
E.D. Mo.	IA	IA	IA	
W.D. Mo.	IA	IA	The court will request finding from the Administrative Office to employ an additional law clerk with medical experience or training to process all Social Security disability appeals. To expedite cases involving inmates in the Missouri Department of Corrections, the court will request funding to purchase and install video equipment in the federal courthouse in Jefferson City.	

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D. Mont.	IA	IA	IA	The clerk will develop an information and reporting system to track all civil cases. The clerk will compile a monthly report on the status of the civil docket.
D. Neb.	IA Loc. R. 54.1 (Revised 1/93) Loc. R. 54.2 (Revised 1/93) Loc. R. 54.3 (Revised 1/93) Loc. R. 67(f) (Revised 1/93) Loc. R. 67.2(c) (Revised 1/93)	IA Loc. R. 83.6 (Revised 1/93)	IA	The court will develop uniform procedures for arraignments, sentencings, and changes of pleas in criminal cases in order to reduce or eliminate disparities in the amount of time spent by different judges on these matters.
D. Nev.	A new fee schedule for prisoner filings is under study by a special study committee.	The court will recommend continuing legal education to the state bar that covers the CJRA Plan and federal court practice and procedures.	The court will augment the clerk's staff in order to deal with prisoner litigation. The court also cites the need for 2 additional judgeships based on weighted filings.	The local rules will be modified to remove the requirement that local counsel be present and prepared at all proceedings. A handbook of pretrial practices of all judges will be published and annually updated.
D.N.H.	IA	The court will make local rules available on LEXIS and any CD-ROM services. The court will continue to participate in continuing legal education programs to educate members of the bar on changes in the court.	IA	A standard discovery order is being developed for cases on the criminal docket.
D.N.J.	IA Gen. R. 23 (10/84; Revised 8/87, 6/89) Gen. R. 46 (10/84)	The court recommends a presentation for judicial officers and staff on ADR and requests that a seminar be conducted thereon for education of the bar.	The court recommends creation of at least 2 staff attorney positions (for habeas corpus petitions and Social Security appeals) in the clerk's office. (The court has been advised that no funding was available for a second staff attorney.)	The court revised Gen. R. 1 to allow the chief judge, after recommendation by the Lawyer's Advisory Committee and with the approval of the court, to authorize the relaxation, dispensation, or modification of any rule for up to 1 year. The court directed implementation of a standardized format of monthly reports to be issued by the clerk for docket comparison between judges. The court also directed the clerk to issue monthly reports on habeas corpus and Social Security appeals proceedings. Gen. R. 1C (12/91)

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D.N.M.	The court recommends that each judge adopt a policy of determining the amount of expert witness testimony needed and limiting the use of expert witnesses.	The court provides substantial training for CJRA attorneys.	The court requests 2 permanent CJRA staff positions.	The plan calls for several changes in the way criminal cases are handled, the formation of case management teams for each judicial officer, and the development of an automated case management system.
E.D.N.Y.	1. Common fund cases: If significant attorney time has not been expended before settlement, the court will reward a reasonable percentage of recovery. That percentage will be calibrated to encourage early settlements but at the same time avoid both undue burdens on the fund and windfalls to attorneys. If significant attorney time has been expended, the attorneys will submit time records and the court will use the lodestar approach as a guideline. 2. Statutory fee cases: Plaintiffs' attorneys will forward their fee applications and documentary support to defendants' counsel within 30 days of the entry of final judgment. The attorneys will meet and defense counsel will identify contested portions that will be submitted to the court. Nondisputed portions will be promptly paid. The fee award will approximate the fees paid by clients in nonstatutory fee matters.	IA	IA	For cause shown, any judicial officer may modify or suspend any one or more of the provisions of the CJRA Plan. Prior to seeking Fed. R. Civ. P. 11 sanctions, the victimized party must give timely notice of the violation to the violator (at the time it is committed). If the violation does not cease, the victim may move for sanctions. Each judge may determine the extent and manner of attorney participation in the jury selection process, including submission of written questions to the court. Such questions must be shown to opposing counsel at least 24 hours before submission to the court.
N.D.N.Y.	IA	IA	The plan calls for the filling of judicial vacancies, funding for the additional full-time magistrate judge approved by the Judicial Conference, additional law clerks for magistrate judges, an additional pro se staff attorney, full staffing of the clerk's office, and additional courthouse facilities.	Any judicial officer may assess costs, attorney's fees, and other sanctions against any party or attorney for noncompliance with any requirement of the CJRA Plan.
S.D.N.Y.	IA	IA	The court will request authorization for additional magistrate judges. The court should commence a program of modernizing all existing courtrooms, chambers, and court offices, ensuring	

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			that the new courthouse will have the capability to support real-time reporting and all facilities encompassed by that concept.	
W.D.N.Y.	IA	IA	The CJRA attorney and CJRA analyst will become permanent positions to handle civil justice reform issues.	All pending decisions by a judicial officer will be monitored by the clerk's office. The clerk's office will prepare a monthly report listing motions that were not decided within 60 days, and bench trials that were not decided within 120 days of the close of proof.
E.D.N.C.	IA	The court encourages continuing legal education programs on local federal practice and procedure, including increasing awareness of the changes in this plan.	The court will create a permanent CJRA staff attorney position.	
M.D.N.C.	IA	IA	The court agrees with the Advisory Group's recommendations for a third magistrate judge, a second law clerk for magistrate judges, and a staff law clerk for prisoner cases.	
W.D.N.C.	IA	IA	The court will work toward the addition of 2 district judges and 7 magistrate judges and toward 100% staff allotment.	The court technology committee will serve as a standing committee for the district. The court will allow filing by facsimile machines as approved by the Judicial Conference.
D.N.D.	The role of the clerk's office in the prevailing party's taxation of costs will be eliminated. The taxation process will be handled directly by counsel, and by court when there are disputed costs.	IA	The court strongly recommends that a second full-time magistrate judge be assigned to this district.	The court will consider the possibility of the greater utilization of court-appointed experts as one option for improving the handling of complicated cases.
D. N. Mar. I.	IA	IA	IA	
N.D. Ohio	IA	IA	IA	
S.D. Ohio	IA	IA	IA	Loc. R. 23.3, requiring a party to move for class certification within 120 days after filing a pleading asserting the existence of a class, will be retained. The court will, subject to

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	Loc. R. 4.4 (10/91)			funding, every 2 years conduct a working group meeting focused upon case administration and case management issues of relevance to this district. Loc. R. 23.3 (10/91)
E.D. Okla.	IA	IA	The court has submitted justification for an additional permanent judgeship for this district. The court has also submitted a request for an additional magistrate judge to support the ADR program. The court has also requested an additional law clerk and additional clerical personnel.	
N.D. Okla.	The court will not place any new restrictions on contingent fees, but will refer this matter to the ADR advisory committee for further study.	The court will continue to work with the local bar on continuing legal education programs. The court will continue to use judicial interns from law schools.	Habeas corpus petitions and prisoner civil rights cases will be regularly screened by the pro se law clerk. If needed, the case will be referred to a magistrate judge. The court recommends the addition of another magistrate judge. If funding is available, the court will convert the temporary CJRA position to a permanent position in order to run the ADR program.	Where appropriate, the court will implement a more extensive preservice jury questionnaire. The ADR Advisory Committee will develop an assessment questionnaire to be completed by counsel and litigants at settlement, subsequent to settlement conferences.
W.D. Okla.	IA	IA	IA	
D. Or.	IA	IA	IA	The clerk's office will supply such support as is needed for the expeditious handling of cases, including statistical data advising judges of the status of their cases. District judges will serve as the civil or criminal duty judge (in the northern division, on a 1-month rotating basis). The civil duty judge, in addition to other duties detailed in the plan, will handle ex parte applications and/or proceedings that require expedited judicial attention. In the district's southern division, motions for disqualification will be referred back to the accused judge for determination pursuant to 28 U.S.C. § 455. If the affidavit meets the

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				statutory grounds, the reviewing judicial officer will proceed to make a factual determination as to whether the motion should be allowed. Unless otherwise provided for in the plan, or by the calendar management committee, 3 types of criminal cases will be assigned to active district judges. In the district's northern division, the clerk will maintain a secure sequential criminal case assignment list. Fugitive defendants need not be reported on the assigned judge's list of pending cases, and no adjustment will be made to the sequential list (absent direction from the calendar management committee). Remanded cases will be returned to the judicial officer who entered the final judgment or order from which the appeal was taken.
E.D. Pa.	IA	IA	IA	
M.D. Pa.	IA Loc. R. 1012.5 (Revised 1/94)	The court will establish local training programs to facilitate bench-bar interaction. The court will also disseminate basic case processing information to the bar and the public.	Two CJRA positions, originally created to assist in the production of the Advisory Group report and the development of the court's CJRA Plan, will continue in order to manage plan implementation, administer and evaluate the ADR programs, and perform other duties.	The court will adopt a code of professional conduct to improve collegiality and civility. It will be published in law journals, sent to attorneys upon filing of a complaint, and included in admissions packets. Loc. R. 72.8 (Revised 11/88)
W.D. Pa.	IA	IA	IA	Except for death, disability, or other exceptional circumstance, no civil action will be transferred between judges if it has already been transferred, has been pending for more than 2 years, or there are dispositive motions pending. The court may adopt a plan on an experimental basis for a 2-year period that would permit each judge to devote 60 consecutive days to the trial of civil cases. Loc. R. 40.1.G

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D.P.R.	The court will more strictly enforce Loc. R. 323, which provides that, except for good cause, jury costs may be assessed equally against the parties and their counsels.	The court will make a greater effort to educate the local bar about the role of magistrate judges in the court.	Visiting judges will be requested periodically in order to handle the civil or criminal case backlog of judges presiding over institutional reform cases.	The court will: 1. encourage the use of videotaped depositions; 2. adopt the use of multiple voir dire or pooling with staggered voir dire; and 3. pursuant to Fed. R. Civ. P. 53, appoint a special master in institutional reform cases when the court deems it necessary in order to maintain a current docket.
D.R.I.	IA	The court will conduct an educational program on the implementation and impact of the CJRA Expense and Delay Reduction Plan for the federal bar and the public.	IA	The court will consider the use of video technology to conduct arraignments of criminal defendants and in appropriate circumstances in civil matters.
D.S.C.	IA	Materials will be prepared and distributed if funds are available.	The judges of the district urge appropriation of funding to ensure adequate courtroom and parking facilities for the district court. The judges also addressed concerns regarding personnel cutbacks in the clerk's office.	The district will adopt a local rule allowing a onetime extension of time to answer, not to exceed 20 days, based on a consent order submitted by the parties. Loc. R. 7.12 (12/1/94)
D.S.D.	PD Loc. R. 54.1 (1992)	The court will continue its efforts to educate the bar through speeches and presentations.	IA	Judges and their staffs will confer yearly and exchange delay reduction ideas. The Advisory Group will develop criteria to measure and monitor court success in reducing delay and cost.
E.D. Tenn.	IA	The clerk's office will prepare a brochure describing the court's CJRA Plan and existing policies and operating procedures of the court. The brochure will also provide biographical data about the district and magistrate judges, and address areas of practice about which attorneys frequently have questions, the manner in which actions by counsel may increase litigation cost and delay, and the attitude of the judges toward such actions.	IA	If all counsel agree, parties will be entitled to a 20-day initial extension of time in which to respond to the complaint, to the cross-claim, or to a counterclaim. The opening brief filed in support of a motion for summary judgment will contain a separate section consisting of a concise, numbered listing of either the material facts to which the moving party contends there is no issue to be tried, or a statement why, even if all facts alleged in the opposing party's

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				pleading are true, summary judgment is warranted. The answering brief filed in response to a motion for summary judgment will contain a separate section consisting of a concise, numbered listing of either the material facts to which it is contended there is an issue to be tried, or a statement as to why, even if all facts alleged in the opposing party's motion are true, summary judgment is unwarranted.
M.D. Tenn.	The court has the inherent power to regulate attorney fees, both contingent and hourly, private and court awarded. The court will not attempt to regulate fees at this time, assuming that the bar will regulate itself.	IA	IA	
W.D. Tenn.	IA Loc. R. 18(b) (Revised 1/93) Loc. R. 23 (Revised 1/93)	IA	Courtroom deputies will assume the role of case manager. The court will make optimal use of the clerk as a court administrator, to make sure that the entire court functions smoothly. The court will promote the use of visiting judges to help with the criminal docket.	The court has a plan for the rotation of the criminal docket. The court will establish time targets for the resolution of all matters taken under advisement. Any matter under advisement for more than 6 months will be given priority over all other civil matters. The clerk will develop a monitoring system for due dates for filings and pleadings.
E.D. Tex.	The court adopted a 33.3% cap (of total award or settlement) on fees in nonstatutory cases. Expenses incurred by attorneys that are directly related to the costs of litigation will be deducted from the award or settlement before calculation of attorneys' fees. General office overhead expenses are not deductible. The court will approve a reasonable fee where statutory attorneys' fees are recoverable. At the management conference or anytime thereafter, a party may make a written offer of judgment. If the offer is not accepted and the final judgment in the case benefits the	The CJRA Plan, or at least the first part, will be printed for distribution to the bar.	IA	The court said that the CJRA Plan is controlling, and has precedence, to the extent that the Fed. R. Civ. P. are inconsistent with the plan. The court will adopt methods to evaluate the effectiveness of the court's plan in reducing the expense to litigants by reducing legal activity during discovery.

Table 15: Miscellaneous Other Provisions

District	Fees and Costs	Court Educational Efforts	Enhancement of Court Resources	Other
	offering party by at least 10% more than the initial offer, the rejecting party must pay the litigation costs incurred after the offer was rejected. In personal injury and civil rights contingent fee cases, the award of litigation costs will not exceed the amount of the final judgment. The offering party must set a reasonable deadline, and acceptance of the offer must be in writing.			
N.D. Tex.	IA	IA	The court will endeavor to stay informed of the latest technological advances regarding information, management, and office efficiency, and will use these advances where and when appropriate.	The court will continue existing policies and practices that contribute to reducing costs and delay. 1. Each judge currently designates at least 1 staff member to coordinate scheduling. The clerk will provide whatever additional training is needed for case management. 2. Each judge will continue to give priority to the monitoring and resolution of pending motions. 3. The court will continue to conduct a regular review of its local rules. 4. The court will continue to try civil cases as promptly as it can judiciously do so, consistent with the demands of its criminal docket. 5. Each judge will endeavor to improve ease of communication between the court and counsel in order to reduce costs and delay. 6. The court will impose sanctions as needed to control litigation abuses. 7. The judges will endeavor to improve the exchange of information concerning practices and procedures designed to reduce costs and delay. Judges and their staffs in each division will meet together at least once a year, and if possible, more often, for the purpose of comparing their differing practices and exchanging ideas about reduction of costs and delay. 8. The judges will endeavor to release cases scheduled for trial when it appears certain that such cases will

Table 15: Miscellaneous Other Provisions

District	Fees and Costs	Court Educational Efforts	Enhancement of Court Resources	Other
				not be reached for trial. The judges will be sensitive to lawyers and litigants in cases involving particular complexity or expense in trial preparation that might have to be duplicated if the cases were continued too soon before the scheduled trial date.
S.D. Tex.	IA	IA	To implement the plan, the court will request additional resources for: 1. 3 staff attorneys to give over half of the annual civil filings accelerated attention; 2. 2 secretaries with flexible working hours to aid in preparation of proposed orders, and other documents; 3. 18 courtroom deputies to perform courtroom support functions; 4. 3 cases managers to manage the magistrate judges' accelerated civil case trial docket; 5. 2 ADR clerks; and 6. 4 electronic court recorder operators to accommodate the anticipated increase in courtroom activity by magistrate judges.	
W.D. Tex.	IA	IA	IA	
D. Utah	IA	IA	IA	
D. Vt.	IA Loc. R. 12(e)	The court should establish a mechanism through which the court and the Advisory Committee can work with members of the district bar to develop and sustain a local legal culture that creates and fulfills the expectations of all court participants for the efficient, effective resolution of disputes. For the duration of the Advisory Committee, that mechanism should be the committee's bar relations subcommittee.	IA	

Table 15: Miscellaneous Other Provisions

District	Fees and Costs	Court Educational Efforts	Enhancement of Court Resources	Other
D.V.I.	IA	The court will conduct educational programs and discussions of the draft local rules for practice/procedure in civil cases on St. Thomas and St. Croix. The clerk will publish the plan to inform the local bar and the public.	IA	
E.D. Va.	IA Loc. R. 11(L) (1/80; Revised 2/89) Loc. R. 16(A) Loc. R. 16(B) Loc. R. 16(E) Loc. R. 16(F) Loc. R. 21(B) Loc. R. 21(E)	IA	IA	
W.D. Va.	IA	IA	IA	
E.D. Wash.	IA	IA	IA	
W.D. Wash.	The court will consider adoption of a local rule to award fees and costs to a party after that party's settlement offer is rejected and the final judgment is more favorable to the offering party than the rejected offer.	IA	The court requests that the 2 temporary CJRA positions be made permanent.	
N.D. W. Va.	IA	IA	IA	
S.D. W. Va.	IA Loc. R. 7.01	IA	The court accepts the Advisory Group's recommendation to fully automate the court system and has petitioned the Judicial Conference through the Administrative Office to fund 1 additional full-time computer systems person. The court, also on the recommendation of the Advisory Group, has petitioned the Judicial Conference for 1 additional law clerk and for funds for an operations manager to serve as the civil case coordinator and to monitor the mediation program.	
E.D. Wis.	IA	IA	IA	

Table 15: Miscellaneous Other Provisions

District	Fees and Costs	Court Educational Efforts	Enhancement of Court Resources	Other
W.D. Wis.	IA	IA	IA	Cases will be randomly assigned to judges at filing. The exceptions are cases that are factually related to previous cases or when a plaintiff has previously filed a case with the court. These cases will be assigned to the same judge who was assigned earlier. The court rejected the Advisory Group's recommendation that all cases be randomly assigned regardless of past history.
D. Wyo.	IA	The court will encourage mentor groups and continuing legal education for all members of the bar, to ensure that all are informed of the court's policy for services and response, and to encourage meeting litigants' high expectations regarding efficient and effective dispute resolution.	IA	The court will create a standing committee to draft local rules that set forth the specific procedures necessary to effectuate the provisions of the plan, as well as other group recommendations not specifically included in the plan. The committee will complete its task within 90 days and the court will adopt the new rules or amendments within 30 days after a reasonable comment period. The committee will review the rules' effectiveness and consider further amendment at least once a year. The court will continue to enforce consistent compliance with all time limits. Relief will only be granted when a genuine and unavoidable hardship exists.